

REMARKS

The Office Action of October 18, 2004, has been carefully considered. Several typographical errors have been corrected in the specification as indicated above. Claim 11 has been amended to clarify that the term “narrowed inner portion” refers to a radially narrowed inner portion. This is shown thus in Figure 6 where a one piece diabolo has a center portion with a smaller radius than the outer portions thereof.

The Examiner rejected Claims 11, 14 and 15 as anticipated by Gignoux et al '761. Referring to Figures 1 and 4 of the Gignoux '761 patent, it is readily admitted that this shows a one piece diabolo with an outer portion which is thinner in an axial direction relative to its axial width. Applicant's Claim 11 intended and is now amended to require that a narrowing be in a radial direction and not in an axial direction. Claim 11 as amended is thus no longer anticipated by Gignoux '761. Thus, Claim 11 and Claims 12-15 which depend on 11 are believed allowable.

The Examiner rejected Claim 13 as obvious over Gignoux '761 and since Claim 13 is dependent upon Claim 11 it is believed allowable for that reason. The allowance of Claims 1-10 is noted with appreciation.

It is believed that all claims as amended are allowable and such allowance is respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, reading "Edgar W. Averill, Jr.", followed by a long horizontal flourish.

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